

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

JAN 13 2020

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

FMC CORPORATION,

Plaintiff-Appellant,

v.

SHOSHONE-BANNOCK TRIBES,

Defendant-Appellee.

No. 17-35840

D.C. No. 4:14-cv-00489-BLW
District of Idaho, Pocatello

ORDER

FMC CORPORATION,

Plaintiff-Appellee,

v.

SHOSHONE-BANNOCK TRIBES,

Defendant-Appellant.

No. 17-35865

D.C. No. 4:14-cv-00489-BLW
District of Idaho, Pocatello

Before: HAWKINS and W. FLETCHER, Circuit Judges, and BURY,* District Judge.

Plaintiff-Appellant FMC Corporation filed a petition for rehearing en banc on November 29, 2019 (Dkt. Entry 74). Judge W. Fletcher voted to deny the petition for rehearing en banc, and Judges Hawkins and Bury so recommend.

* The Honorable David C. Bury, United States District Judge for the District of Arizona, sitting by designation.

The full court has been advised of the petition for rehearing en banc and no judge of the court has requested a vote on whether to rehear the matter en banc.

Fed. R. App. P. 35.

The petition for rehearing en banc is **DENIED**.